

Battelle*The Business of Innovation*

Intellectual Property Legal Department
505 King Avenue
Columbus, OH 43201

July 13, 2009

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*Fax/***To: USPTO – Mail Stop Petition****From: C. M. Gegenheimer****Fax No: 571-273-8300****Fax No: 614-424-3864****Phone No:****Phone No: 614-424-4293****Company:****Total Pages: 13** (Including Lead Sheet)

Comments: Documents for Petition to Revive Unintentionally
Unintentionally Abandoned Application

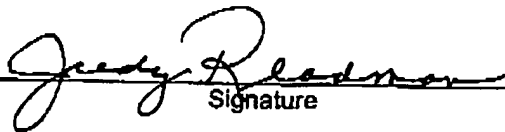
RE: Application No.: 10/763,040
Filed: 01/21/2004
Title: Gas or Liquid Flow Sensor
Inventors: Lipp, Brian A.
Docket No.: 35056-512 (15896)

Faxed Documents:

Fax Cover Sheet
Transmittal Form
Petition for Revival of an Application for Patent
Abandoned Unintentionally
Reply – Petition for Revival of an Application for Patent
Abandoned Unintentionally
Copy of Request to Change Entity Status
Part B – Fee(s) Transmittal
Fee Transmittal – PTO/SB/17 (in duplicate)
PTO-2038 Credit Card Payment Form

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at (571) 273-8300 on July 13, 2009.


Signature

7-13-2009
Date

Judy Readman

Typed or printed name of person signing Certificate

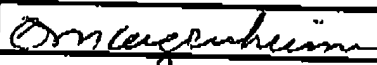
Document Description: Transmittal Letter

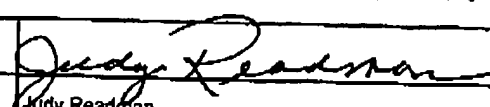
PTO/SB/21 (06-09)
Approved for use through 07/31/2009. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/763,040	
	Filing Date	01/21/2004	
	First Named Inventor	Lipp, Brian A.	
	Art Unit	3771	
	Examiner Name	Dixon, Annette Fredricka	
Total Number of Pages in This Submission	13	Attorney Docket Number	35058-612 (15896)

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Fax Copy Letter; Transmittal Form; Petition for Revival of an Application Abandoned Unintentionally; Letter regarding Petition (can't under remarks)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Remarks	
	for Revival of an Application for Patent Abandoned Unintentionally; Part B - Fees Transmittal; Fee Transmittal PTO/SB/17 (in duplicate); Credit Card Payment Form; Copy of Request to Change Entity Status	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Battelle Memorial Status		
Signature			
Printed name	C. Michael Gegenheimer		
Date	7/13/2009	Reg. No.	33,387

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Juddy Readman
Date	7/13/2009

This collection of Information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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JUL 13 2009

PTO/SB/17 (10-08)

Approved for use through 06/30/2010. OMB 0651-0032

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2009☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 3,430.00

Complete if Known

Application Number	10/763,040
Filing Date	01/21/2004
First Named Inventor	Lipp, Brian A.
Examiner Name	Dixon, Annette Fredricka
Art Unit	3771
Attorney Docket No.	35056-512 (15896)

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	52	26
Each independent claim over 3 (including Reissues)	220	110
Multiple dependent claims	390	195
Total Claims		
Extra Claims		
Fee (\$)		
Fee Paid (\$)		

- 20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) **Fee Paid (\$)**

- 3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____	_____	_____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount) **Fee Paid (\$)**

Other (e.g., late filing surcharge): Issue/Publication Fees-\$1,810; Petition to Revoke-\$1,620 **Fee Paid (\$)**

\$3,430

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 33,387	Telephone 614-424-4293
Name (Print/Type)	C. Michael Gegenheimer		Date 7/13/2009

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

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DUPLICATE

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PTO/SB/17 (10-08)
Approved for use through 06/30/2010. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL

For FY 2009

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 3,430.00

Complete If Known

Application Number 10/763,040
Filing Date 01/21/2004
First Named Inventor Lipp, Brian A.
Examiner Name Dixon, Annette Fredricka
Art Unit 3771
Attorney Docket No. 35056-512 (15896)

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____
☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
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Fee (\$)
52

Small Entity Fee (\$)
26

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Multiple dependent claims

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Total Claims

Extra Claims

Fee (\$)

Fee Paid (\$)

- 20 or HP = _____ x _____ = _____

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Indep. Claims

Extra Claims

Fee (\$)

Fee Paid (\$)

- 3 or HP = _____ x _____ = _____

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Total Sheets

Extra Sheets

Number of each additional 50 or fraction thereof

Fee (\$)

Fee Paid (\$)

- 100 = _____ / 50 = _____

(round up to a whole number) x _____ = _____

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fee Paid (\$)

Other (e.g., late filing surcharge): Issue/Publication Fee-\$1,810; PPH to Revise-\$1,620

\$3,430

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Signature

C. Michael Gegenheimer

Registration No.

33,387

(Attorney/Agent)

Telephone 614-424-4293

Name (Print/Type)

C. Michael Gegenheimer

Date 7/13/2009

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Page
=====>

JUL-26-2009 10:51 BATTELLE 614 424 3864 P.01	
Battelle The Business of Innovation	
Intellectual Property Legal Department 305 King Avenue Columbus, OH 43201	
Jun 26, 2009	
Fax	
To: USPTO	From: C. M. Gegenheimer
Fax No: 671-273-8300	Fax No: 614-424-3864
Phone No:	Phone No: 614-424-4293
Company:	Total Pages: 2 (including Last Sheet)
Comments: Request for Change in Entity Status	
Application Number: 10/763,040 Filed: 1/21/2004 Inventor(s): Lipp, Brian A. Title: Sensor for Detecting Air Flow Docket Number: 35056-612	
Faxed Documents: Fax Cover Sheet Letter to Change Entity Status	
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PAGE 12 * RCVD AT 6/26/2009 12:44 AM [Eastern Daylight Time] * SVR:USPTO-EFXXF-6/12 * DNIS:2738300 * CSID:614 424 3864 * DURATION (mm-ss):02:20	

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Intellectual Property Legal Department
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June 26, 2009

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To: USPTO**Fax No: 571-273-8300****Phone No:****Company:****From: C. M. Gegenheimer****Fax No: 614-424-3864****Phone No: 614-424-4293****Total Pages: 2** (Including Lead Sheet)**Comments:** Request for Change in Entity Status

Application Number: 10/763,040

Filed: 1/21/2004

Inventor(s): Lipp, Brian A.

Title: Sensor for Detecting Air Flow

Docket Number: 35056-512

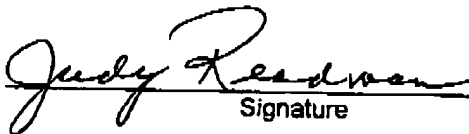
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